

BANK INDONESIA

**BANK INDONESIA REGULATION**

**NUMBER 13/ 8 /PBI/2011**

**CONCERNING**

**COMMERCIAL BANK DAILY REPORT**

**BY THE GRACE OF THE ALMIGHTY GOD**

**THE GOVERNOR OF BANK INDONESIA,**

- Considering :
- a. whereas in the context of the performance of Bank Indonesia's duties in monetary and banking sectors as well as more effective payment system, it is necessary to provide daily information support in a real-time, timely, safe, accurate, reliable, objective, complete and simultaneously accessible manner;
  - b. whereas in order to provide information as referred above, a daily reporting system from a bank in order to meet the need for information in the context of stipulation and implementation of policies on monetary, payment system, as well as risk-based supervision over a bank, is established;
  - c. whereas in order to provide more complete, comprehensive and good-quality information in the context of stipulation and implementation

of policies as referred to in letter b, it is necessary to improve and expand the scope of commercial bank daily report;

- d. whereas based on the considerations as referred to in letters a, b and c, it is necessary to restate Bank Indonesia Regulation concerning Commercial Bank Daily Report;

In view of : 1. Act Number 7 Year 1992 concerning Banking (State Gazette of the Republic of Indonesia Year 1992 Number 31; Supplement to the State Gazette of the Republic of Indonesia Number 3472) as amended by Act Number 10 Year 1998 (State Gazette of the Republic of Indonesia Year 1998 Number 182; Supplement to the State Gazette of the Republic of Indonesia Number 3790);

2. Act Number 23 Year 1999 concerning Bank Indonesia (State Gazette of the Republic of Indonesia Year 1999 Number 66; Supplement to the State Gazette of the Republic of Indonesia Number 3843) as most recently amended by Act Number 6 Year 2009 concerning the Stipulation of Government Regulation in Lieu of Act Number 2 Year 2008

concerning the second Amendment to Act Number 23 Year 1999 concerning Bank Indonesia into an Act (State Gazette of the Republic of Indonesia Year 2009 Number 7; Supplement to the State Gazette of the Republic of Indonesia Number 4962);

3. Act Number 21 Year 2008 concerning Sharia Banking (State Gazette of the Republic of Indonesia Year 2008 Number 94; Supplement to the State Gazette of the Republic of Indonesia Number 4867);

HAS DECIDED:

To stipulate : BANK INDONESIA REGULATION CONCERNING  
COMMERCIAL BANK DAILY REPORT.

## CHAPTER I

### GENERAL PROVISIONS

#### Article 1

Terminologies used in this Bank Indonesia Regulation are defined as follows:

1. Bank shall be a Commercial Bank as referred to in Act Number 7 Year 1992 concerning Banking as amended by Act Number 10 Year 1998, including a foreign Bank's branch office in Indonesia,

and Sharia Commercial Bank as referred to in Act Number 21 Year 2008 concerning Sharia Banking.

2. Reporting Bank shall be a Bank's office including the head office of a Bank incorporated as an Indonesian legal entity, foreign bank's branch office and sharia business unit.
3. Commercial Bank Daily Report, hereinafter shall be referred to as "LHBU", shall be a report prepared and submitted by the Reporting Bank on a daily basis to Bank Indonesia.
4. LHBU Subscriber shall be a party other than the Reporting Bank, which may obtain outputs from LHBU pursuant to provisions stipulated by Bank Indonesia.
5. Agreement on the Use of LHBU shall be a written agreement between Bank Indonesia and LHBU Subscriber concerning the use of LHBU under the terms and conditions stipulated by Bank Indonesia.
6. Online submission of report shall be the submission of report made by delivering the recorded data directly through a communication network to Bank Indonesia.
7. Offline submission of report shall be the submission of report made by delivering the recorded data in the form of floppy disk or other electronic data storage devices to Bank Indonesia.
8. Interbank Money Market, hereinafter shall be referred to as "PUAB", shall be borrowing and lending activities in Rupiah and/or foreign currency between conventional Banks with a maximum period of 1 (one) year.

9. Sharia Interbank Money Market, hereinafter shall be referred to as “PUAS”, shall be short-term financial transaction activities between Banks based on sharia principles, either in Rupiah or foreign currency.
10. Data on Jakarta InterBank Offered Rate, hereinafter shall be referred to as “Data on JIBOR”, shall be an interest rate indicated an offer in PUAB transaction in Indonesia derived from JIBOR contributor.
11. Business Day shall be a day on which the Head Office of Bank Indonesia engages in clearing activities and Bank Indonesia - Real Time Gross Settlement system.

## CHAPTER II

### PREPARATION OF DATA ON LHBUS

#### Article 2

- (1) The Reporting Bank shall be obligated to prepare LHBUS.
- (2) LHBUS as referred to in paragraph (1) shall include transactional data and non-transactional data.
- (3) Transactional data as referred to in paragraph (2) shall include the following data:
  - a. PUAB consisting of Rupiah Interbank Money Market – morning session, Rupiah Interbank Money Market – afternoon session, foreign exchange Interbank Money Market and foreign Interbank Money Market;
  - b. PUAS;

- c. securities trade in the secondary market; and
  - d. foreign exchange transactions.
- (4) Non-transactional data as referred to in paragraph (2) shall include the following data:
- a. end-of-day position of non-investment foreign exchange sale derivative transaction with foreign party;
  - b. end-of-day position of non-investment foreign exchange purchase derivative transaction with foreign party;
  - c. recapitulation position of derivative transactions;
  - d. net open position;
  - e. certain accounts of balance sheet;
  - f. cash flow projection;
  - g. rate of return on *mudharabah* investment deposit of sharia Bank;
  - h. prime lending rate;
  - i. lending rate;
  - j. time deposit interest rate, discount certificate of deposit and savings interest rate;
  - k. offer interest rate;
  - l. daily balance position of short-term offshore loan of Bank; and
  - m. daily business funds position of foreign bank's branch office.

- (5) The preparation of LHBUs as referred to in paragraph (1) shall be guided by the systematic preparation of LHBUs set forth in Bank Indonesia Circular Letter.

### Article 3

- (1) The Reporting Bank must appoint a person-in-charge of the preparation and submission of LHBUs, as well as inform such appointment to Bank Indonesia.
- (2) The appointment of person-in-charge as referred to in paragraph (1) shall not diminish and/or release the responsibility from the board of directors of Bank, the executives of a foreign bank's branch office, and/or the head of Sharia business unit.
- (3) In the event of a change to person-in-charge as referred to in paragraph (1), the Reporting Bank must inform the change to Bank Indonesia.

## CHAPTER III

### SUBMISSION OF LHBUs

#### Article 4

- (1) The Reporting Bank shall be obligated to submit LHBUs to Bank Indonesia in a complete, accurate and correct manner.
- (2) The Reporting Bank shall be obligated to submit transactional data as referred to in Article 2 paragraph (3) along with a form header once a real-time transaction is conducted on any Business Day at the report date.

- (3) The Reporting Bank shall be obligated to submit non-transactional data as referred to in Article 2 paragraph (4) along with a form header on any Business Day at the report date based on:
  - a. end-of-day position;
  - b. projection; or
  - c. real data,according to each type of data reported.
- (4) The Reporting Bank shall be obligated to submit a form header even if it does not have any transactional data and/or non-transactional data.
- (5) The time limit for submission of LHBUs as referred to in paragraphs (2) and (3) shall be set forth in Bank Indonesia Circular Letter.
- (6) The obligation to submit the report as referred to in paragraphs (2) and (3) shall not apply in the event of non-operating Reporting Bank, by delivering a prior written notification to Bank Indonesia.

#### Article 5

- (1) Bank Indonesia shall determine Data on JIBOR based on the data on offer interest rate on any Business Day at the report date.
- (2) The determination of Data on JIBOR shall be further provided for in Bank Indonesia Circular Letter.

#### Article 6



In the event that there is an error in the data on LHBUs submitted to Bank Indonesia, the Reporting Bank shall be obligated to submit the correction to the LHBUs within the time limit for correction provided for in Bank Indonesia Circular Letter.

#### Article 7

- (1) The Reporting Bank shall be obligated to submit LHBUs and/or the correction to LHBUs to Bank Indonesia online.
- (2) In the event that the Reporting Bank fails to submit LHBUs and/or correct LHBUs online as referred to in paragraph (1), the Reporting Bank shall be obligated to report it offline.
- (3) The submission of LHBUs and/or correction to LHBUs as referred to in paragraph (2) shall be made in the following events:
  - a. The Reporting Bank experiencing technical problems in submitting LHBUs and/or correcting LHBUs; or
  - b. Bank Indonesia experiencing technical problems or other problems in the system and/or communication network.
- (4) The Reporting Bank shall be obligated to deliver a written notification signed by the authorized official, in the event that the submission of LHBUs and/or correction to LHBUs are made offline as referred to in paragraph (3) letter a.
- (5) The time limit for written notification as referred to in paragraph (4) shall be on the same business day prior to the time limit for report submission as referred to in Article 4 paragraph (5).

- (6) In the event that the Reporting Bank does not deliver a written notification as referred to in paragraph (4), the Reporting Bank shall be deemed not to have submitted LHBUs either online or offline.
- (7) In the event of technical problems or other problems in the system and/or communication network in Bank Indonesia, Bank Indonesia shall notify of such technical problems in writing or by other means to the Reporting Bank.
- (8) The Reporting Bank failing to submit LHBUs and/or the correction to LHBUs online due to the problems as referred to in paragraph (3) shall be obligated to submit LHBUs and/or correct LHBUs offline on the same Business Day for the following data:
  - a. Rupiah Interbank Money Market – morning session;
  - b. Rupiah Interbank Money Market – afternoon session;
  - c. foreign exchange Interbank Money Market;
  - d. Sharia Interbank Money Market;
  - e. securities trade in the secondary market;
  - f. prime lending rate;
  - g. lending rate;
  - h. time deposit interest rate, discount certificate of deposit and savings interest rate;
  - i. rate of return on *mudharabah* investment deposit of sharia Bank; and
  - j. offer interest rate.

- (9) The Reporting Bank failing to submit LHBUs and/or correct LHBUs online due to the problems as referred to in paragraph (3) shall be obligated to submit LHBUs and/or correct LHBUs offline on the next Business Day for the following data:
- a. foreign Interbank Money Market;
  - b. foreign exchange transactions;
  - c. net open position;
  - d. certain accounts of balance sheet;
  - e. cash flow projection;
  - f. end-of-day position of non-investment foreign exchange sale derivative transaction with foreign party;
  - g. end-of-day position of non-investment foreign exchange purchase derivative transaction with foreign party;
  - h. recapitulation position of derivative transactions;
  - i. daily balance position of short-term offshore loan of Bank;  
and
  - j. daily business funds position of foreign bank's branch office.
- (10) The time limit for the submission of LHBUs and/or the correction to LHBUs as referred to in paragraphs (8) and (9) shall be provided for in Bank Indonesia Circular Letter.

#### Article 8

- (1) The Reporting Bank shall be deemed not to have submitted LHBUs or the correction to LHBUs online, in the event that LHBUs and/or

the correction to LHBUs are not received by Bank Indonesia up to the time limit for the submission of LHBUs and/or the correction to LHBUs as provided for in Bank Indonesia Circular Letter.

- (2) The Reporting Bank shall be deemed not to have submitted LHBUs or the correction to LHBUs offline, in the event that LHBUs and/or the correction to LHBUs are not received by Bank Indonesia up to the time limit as referred to in Article 7 paragraphs (8), (9) and (10).

#### Article 9

- (1) The Reporting Bank shall be deemed not to have submitted LHBUs or the correction to LHBUs as referred to in Article 8 shall remain obligated to submit LHBUs and/or the correction to LHBUs for the following data:
- a. PUAB;
  - b. PUAS;
  - c. Foreign exchange transactions;
  - d. net open position;
  - e. certain accounts of balance sheet;
  - f. cash flow projection;
  - g. end-of-day position of non-investment foreign exchange sale derivative transaction with foreign party;
  - h. end-of-day position of non-investment foreign exchange purchase derivative transaction with foreign party;
  - i. recapitulation position of derivative transactions;

- j. daily balance position of short-term offshore loan of Bank;  
and
  - k. daily business funds position of foreign bank's branch  
office.
- (2) The procedures for submitting LHBUs and/or the correction to LHBUs as referred to in paragraph (1) shall be provided for in Bank Indonesia Circular Letter.

#### Article 10

- (1) The obligation to submit LHBUs and/or the correction to LHBUs shall be excluded for the Reporting Bank experiencing force majeure thus resulting in the Reporting Bank failing to submit such LHBUs and/or the correction to LHBUs.
- (2) The Reporting Bank failing to submit LHBUs and/or the correction to LHBUs as referred to in paragraph (1) must immediately notify Bank Indonesia in writing along with the explanation of the causes of force majeure and the measures taken, signed by the authorized official.
- (3) The exclusion as referred to in paragraph (1) shall only be granted until the force majeure as referred to in paragraph (2) can be dealt with.

### CHAPTER IV

#### OUTPUTS AND USER OF LHBUs

#### Article 11

- (1) Bank Indonesia shall provide outputs from LHBUS to the Reporting Bank and/or LHBUS Subscriber.
- (2) The outputs from LHBUS as referred to in paragraph (1) shall be in the following forms:
  - a. information provided by LHBUS in an aggregate form, including Data on JIBOR; and
  - b. individual data on the Reporting Bank.

#### Article 12

- (1) The Reporting Bank may obtain the outputs from LHBUS in an aggregate form, the individual data on the relevant Reporting Bank and other certain individual data on other Reporting Banks designated by Bank Indonesia.
- (2) LHBUS Subscriber may obtain the outputs from LHBUS in an aggregate form and certain individual data on the Reporting Bank designated by Bank Indonesia.
- (3) Bank Indonesia may charge LHBUS Subscriber for the provision of information as referred to in paragraph (2).

#### Article 13

- (1) As a requirement to become LHBUS Subscriber as referred to in Article 12 paragraph (2), the prospective LHBUS Subscriber must submit a written request to Bank Indonesia.
- (2) In the event that the request as referred to in paragraph (1) is approved by Bank Indonesia, the prospective LHBUS Subscriber

shall sign an Agreement on the Use of LHBUs with Bank Indonesia.

- (3) Supplementary provisions concerning LHBUs Subscriber shall be further provided for in Bank Indonesia Circular Letter

#### Article 14

- (1) Bank Indonesia shall provide a certain number of rights to access LHBUs system in Bank Indonesia to any Reporting Bank without any fee.
- (2) Bank Indonesia shall charge the Reporting Bank for any additional right to access LHBUs system as referred to in paragraph (1).
- (3) Bank Indonesia shall provide the access right to LHBUs Subscriber with fee.
- (4) The Reporting Bank and LHBUs Subscriber shall be responsible for the right to access LHBUs system granted by Bank Indonesia.
- (5) Supplementary provisions concerning access right and its fee shall be further provided for in Bank Indonesia Circular Letter.

### CHAPTER V

#### SUPERVISION

#### Article 15

Bank Indonesia shall supervise LHBUs reporting conducted by the Reporting Bank.

### CHAPTER VI

## SANCTIONS

## Article 16

- (1) The Reporting Bank failing to submit transactional data online as referred to in Article 2 paragraph (3) letters a, b and c within the time limit as referred to in Article 4 paragraph (5) or failing to submit it offline within the time limit as referred to in Article 7 paragraph (8) letters a, b, c, d and e, Article 7 paragraph (9) letter a and Article 7 paragraph (10), shall be subject to a financial penalty of Rp250,000.00 (two hundred and fifty thousand Rupiah) for any transactional data not submitted pay ... financial penalty of Rp5,000,000.00 (five million Rupiah) per day for the whole transactional data.
- (2) The Reporting Bank failing to submit transactional data online, as referred to in Article 2 paragraph (3) letter d within the time limit as referred to in Article 4 paragraph (5) or failing to submit it offline within the time limit as referred to in Article 7 paragraph (9) letter b and Article 7 paragraph (10), shall be subject to a financial penalty of Rp250,000.00 (two hundred and fifty thousand Rupiah) for any transactional data not submitted and a maximum financial penalty of Rp5,000,000.00 (five million Rupiah) per day for the whole transactional data.
- (3) The Reporting Bank failing to submit non-transactional data online, as referred to in Article 2 paragraph (4) within the time limit given for submitting LHBU as referred to in Article 4 paragraph (5) or failing to submit it offline within the time limit as



referred to in Article 7 paragraph (8) letters f up to j and Article 7 paragraph (9) letters c up to j, and Article 7 paragraph (10), shall be subject to a financial penalty of Rp250,000.00 (two hundred and fifty thousand Rupiah) for any non-transactional data not submitted.

- (4) The Reporting Bank not sending the form header of LHBU online, as referred to in Article 4 paragraph (2), Article 4 paragraph (3) and Article 4 paragraph (4) within the time limit given as referred to in Article 4 paragraph (5) or not sending it offline within the time limit as referred to in Article 7 paragraph (8), Article 7 paragraph (9) and Article 7 paragraph (10), shall be subject to a financial penalty of Rp1,000,000.00 (one million Rupiah) for any form header.
- (5) The Reporting Bank incorrectly submitting transactional data and non-transactional data on LHBU, as referred to in Article 2 paragraph (3) letters a, b and c and Article 2 paragraph (4) letters d up to m, Article 7 paragraph (8) and Article 7 paragraph (9) letters a, c, d, e, i and j within the time limit given as referred to in Article 6, shall be subject to a financial penalty of Rp50,000.00 (fifty thousand Rupiah) for any item of error and a maximum financial penalty of Rp2,000,000.00 (two million Rupiah) for any form per day.
- (6) The Reporting Bank incorrectly submitting transactional data and non-transactional data on LHBU as referred to in Article 2 paragraph (3) letter d and Article 2 paragraph (4) letters a up to c,

Article 7 paragraph (9) letters b, f, g and h within the time limit given as referred to in Article 6, shall be subject to a financial penalty of Rp50,000.00 (fifty thousand Rupiah) for any item of error and a maximum financial penalty of Rp2,000,000.00 (two million Rupiah) for any form per day.

- (7) In the event that the Reporting Bank not delivering the form header and there is a transaction required to be reported by the Reporting Bank pursuant to this regulation, the Reporting Bank shall be subject to a sanction for not delivering the form header as referred to in paragraph (4) and a sanction for not submitting the data as referred to in paragraph (1) paragraph (2) and/or paragraph (3).

#### Article 17

The imposition of sanctions in the form of financial penalty as referred to in Article 16 shall be conducted by Bank Indonesia by debiting from the Reporting Bank's demand deposit account with Bank Indonesia.

#### Article 18

The Reporting Bank committing violation of Article 9 shall be subject to an administrative sanction in the form of written reprimand.

#### Article 19

Bank Indonesia shall impose sanctions on LHBUs failing to pay LHBUs use fee as provided for in an Agreement on the use of LHBUs in the following forms:

- a. written reprimand;
- b. financial penalty; and/or
- c. termination as LHBUSubscriber.

## CHAPTER VII

### TRANSITIONAL PROVISIONS

#### Article 20

The Agreement on the Use of PIPU existing prior to the coming into effect of this Bank Indonesia Regulation shall be declared to remain valid and deemed to be the Agreement on the Use of LHBUSubscriber up to the termination of the relevant agreement.

## CHAPTER VIII

### CLOSING PROVISIONS

#### Article 21

- (1) The obligation to prepare and submit LHBUSubscriber for non-transactional data on the daily balance position of short-term offshore loan of Bank as referred to in Article 2 paragraph (4) letter 1 for non-foreign exchange Bank shall come into effect on May 2, 2011.
- (2) The imposition of sanctions as referred to in Article 16 paragraphs (3), (4), (5) and (7) and Article 18 against the preparation and submission of LHBUSubscriber for non-transactional data on the daily balance position of short-term offshore loan of Bank

as referred to in Article 2 paragraph (4) letters l and m shall come into effect on May 2, 2011.

#### Article 22

- (1) With the stipulation of this Bank Indonesia Regulation, therefore:
  - a. Bank Indonesia Regulation Number 9/2/PBI/2007 concerning Commercial Bank Daily Report shall be revoked and declared null and void.
  - b. All JIBOR terms set out in the Bank Indonesia provisions existing prior to the coming into effect of this Bank Indonesia Regulation must be read as JIBOR as referred to in this Bank Indonesia Regulation.
- (2) Supplementary provisions of this Bank Indonesia Regulation shall be further provided for in Bank Indonesia Circular Letter.

#### Article 23

This Bank Indonesia Regulation shall come into effect on February 7, 2011.

For public cognizance, it is ordered that this Bank Indonesia Circular Letter be promulgated in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On February 4, 2011

THE GOVERNOR OF BANK INDONESIA,

[Signed]

DARMIN NASUTION

Promulgated in Jakarta

On February 4, 2011

THE MINISTER OF LAW AND HUMAN RIGHTS OF  
THE REPUBLIC OF INDONESIA,

PATRIALIS AKBAR

STATE GAZETTE OF THE REPUBLIC OF INDONESIA YEAR 2011 NUMBER 15

DPM/UKMI/DINT/DSM/DPNP